

# HB5010



## 99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5010

by Rep. Sara Feigenholtz

### SYNOPSIS AS INTRODUCED:

510 ILCS 70/3.01

from Ch. 8, par. 703.01

Amends the Humane Care for Animals Act. Provides that no owner of a dog or cat that is a companion animal may expose the dog or cat for a prolonged period of time to extreme heat or cold conditions in a manner that is detrimental to the animal's health. Effective immediately.

LRB099 19123 MGM 43512 b

A BILL FOR

1 AN ACT concerning animals.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Humane Care for Animals Act is amended by  
5 changing Section 3.01 as follows:

6 (510 ILCS 70/3.01) (from Ch. 8, par. 703.01)

7 Sec. 3.01. Cruel treatment.

8 (a) No person or owner may beat, cruelly treat, torment,  
9 starve, overwork or otherwise abuse any animal.

10 (b) No owner may abandon any animal where it may become a  
11 public charge or may suffer injury, hunger or exposure.

12 (c) No owner of a dog or cat that is a companion animal may  
13 expose the dog or cat in a manner that is detrimental to the  
14 animal's health or that places the dog or cat in a  
15 life-threatening situation for a prolonged period of time in  
16 extreme heat or cold conditions that results in injury to or  
17 death of the animal.

18 (d) ~~(e)~~ A person convicted of violating this Section is  
19 guilty of a Class A misdemeanor. A second or subsequent  
20 conviction for a violation of this Section is a Class 4 felony.  
21 In addition to any other penalty provided by law, a person who  
22 is convicted of violating subsection (a) upon a companion  
23 animal in the presence of a child, as defined in Section 12-0.1

1 of the Criminal Code of 2012, shall be subject to a fine of  
2 \$250 and ordered to perform community service for not less than  
3 100 hours. In addition to any other penalty provided by law,  
4 upon conviction for violating this Section, the court may order  
5 the convicted person to undergo a psychological or psychiatric  
6 evaluation and to undergo any treatment at the convicted  
7 person's expense that the court determines to be appropriate  
8 after due consideration of the evidence. If the convicted  
9 person is a juvenile or a companion animal hoarder, the court  
10 must order the convicted person to undergo a psychological or  
11 psychiatric evaluation and to undergo treatment that the court  
12 determines to be appropriate after due consideration of the  
13 evaluation.

14 (Source: P.A. 99-311, eff. 1-1-16; 99-357, eff. 1-1-16; revised  
15 10-20-15.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.